



C-AU 1636

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37 C.F.R. 1.8

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JUN 21 2000

PATENT

TECH CENTER 1600/2900

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

BARRY J. BYRNE
JAMES E. CONWAY
GARY S. HAYWARD
NICHOLAS MUZYCZKA
SERGEI ZOLOTUKHIN

Group Art Unit: 1636

Examiner: GERALD G. LEFFERS, JR.

Atty. Dkt. No.: 4300.012100

Serial No.: 09/404,448

Filed: 09/22/1999

For: METHODS FOR LARGE-SCALE
PRODUCTION OF RECOMBINANT
AAV VECTORS

RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This paper is submitted in response to the Restriction Requirement dated May 19, 2000 for which the date for response is June 19, 2000.

It is believed that no fee is due; however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to this document, the Assistant Commissioner is authorized to deduct said fees from Williams, Morgan & Amerson, P.C. Deposit Account No. 50-0786/4300.012100.

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AMENDMENT

In the Claims

TECH CENTER 1600/2900

Please cancel claims 29-41 without prejudice and without disclaimer.

REMARKS

Status of the Claims

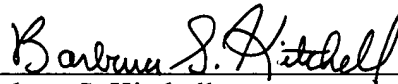
Claims 29-41 have been canceled in response to a restriction requirement. The cancellation is made without prejudice and without disclaimer and with the right to refile the claims in a divisional or continuation-in-part application.

Election of Claims Pursuant to Restriction Under 35 U.S.C. §121

Restriction to one of three groups of claims has been required under 35 U.S.C. §121. In response to the restriction an election to prosecute the claims of Group I, including claims 1-28 is confirmed. These claims are drawn to various DNA segments and compositions. The election is made without traverse.

Applicants intend this to be a complete response to the Examiner's restriction requirement.

Respectfully submitted,



Barbara S. Kitchell

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Date: June 16, 2000